



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION I-NEW ENGLAND
5 POST OFFICE SQUARE, SUITE 100
BOSTON, MASSACHUSETTS 02109-3912

URGENT MATTER - PROMPT REPLY NECESSARY
CERTIFIED MAIL - RETURN RECEIPT REQUESTED

FEB 10 2016

Mr. Robert Gambe, Vice President/General Manager
EthosEnergy Component Repair LLC
34 Capital Drive
Wallingford CT 06492

Re: **NOTICE OF VIOLATION** of the applicable Generators Standards of Hazardous Waste, Section 3002 of the Resource Conservation and Recovery Act of 1976 (RCRA) and the Hazardous and Solid Waste Amendments (HSWA) of 1984, 42 U.S.C. §§ 6622(a) and 6924(d) through (m) and the Regulations of Connecticut State Agencies (RCSA):22a-449(c)-102 and 22a-449(c)-119.

Dear Mr. Gambe:

On October 29, 2014, representatives of the United States Environmental Protection Agency ("EPA") conducted a RCRA Compliance Evaluation Inspection. The purpose of this inspection was to determine the compliance of Ethos Energy Component Repair LLC., EPA ID No. CTD155609217 with Connecticut Hazardous Waste Regulations RCSA 22a-449(c)-102 and 22a-449(c)-119 and the federal Hazardous Waste Management Regulations found at 40 CFR Parts 260-272. The State of Connecticut has been granted final authorization by EPA to administer certain portions of RCRA.

As a result of the inspection noted above, EPA has determined that your facility violated certain provisions of the Connecticut Hazardous Waste Regulations and the RCRA regulations, promulgated at 40 CFR Parts 260 through 272. The specific violations are set forth below:

1. **Failure to properly train personnel to perform their duties relating to hazardous waste handling practices and emergency procedures, as required by RCSA 22a-449(c)105(a)(1), which incorporates by reference by 40 CFR 265.16.**

Specifically, Carl Gross, Emergency Coordinator and Edward Boteler, Alternate Emergency Coordinator were not trained to perform their duties relating to hazardous waste handling practices and emergency procedures, as required by RCSA 22a-449(c)105(a)(1), which incorporates by reference 40 CFR 265.16.

2. **Failure to inspect the safety and emergency equipment at least once per month, as required by RCSA 22a-449(c)-105(a)(2)(G).**

Specifically, at the time of the inspection, there were no safety and emergency equipment monthly inspection logs for the following time periods: 2012 and 2014, February 2013, November and December 2013, as required by RCSA 22a-449(c)-105(a)(2)(G).

3. **Failure to inspect areas where containers are stored at least weekly, as required by RCSA Section 22a-449(c)-105(a)(1), which incorporates by reference 40 C.F.R. 265.174 and record inspections in an inspection log or summary. These records must be kept for at least three years from the date of the inspection, as required by RCSA Section 22a-449(c)-102(b)(2), which incorporates by reference 40 C.F.R. 265.15.**

Specifically, the inspection log was missing inspections of the hazardous waste storage area for the following time periods: 6/12/14 - 9/2/14, and for the week of 10/16/2014.

4. **Failure to retain on-site a copy of all notices, certifications, waste analysis data, and other documentation pursuant to recordkeeping for Land Disposal Restrictions as required by RCSA 22a-449(c)-108(a)(1), which incorporates by reference 40 CFR 268.7(a)(8).**

Specifically, there were no Land Disposal Restrictions ("LDRs") for the manifests dated January 2012 - October 2014 that were reviewed during the inspection, as required by RCSA 22a-449(c)-108(a)(1), which incorporates by reference 40 CFR 268.7(a)(8).

5. **Failure to mark or label universal waste lamps or containers of universal waste lamps, with the date it became universal waste or was received, as required by RCSA 22a-449(c)-113, which incorporates by reference 40 CFR 273.15(c).**

Specifically, one 3-ft. container labeled, Universal waste - used lamps was not marked with the beginning accumulation date. At the time of the inspection, Tatyana Dickinson added the date of 10/17/14 to this universal waste label.

You are hereby required to:

1. Immediately upon receipt of this NOTICE:
 - a. Train personnel to perform their duties relating to hazardous waste handling practices and emergency procedures, as required by RCSA 22a-449(c)105(a)(1), which incorporates by reference by 40 CFR 265.16.

- b. Inspect the safety and emergency equipment at least once per month, as required by RCMA 22a-449(c)-105(a)(2)(G).
- c. Inspect areas where containers are stored at least weekly, as required by RCMA Section 22a-449(c)-105(a)(1), which incorporates by reference 40 C.F.R. 265.174 and record inspections in an inspection log or summary. These records must be kept for at least three years from the date of the inspection, as required by RCMA Section 22a-449(c)-102(b)(2), which incorporates by reference 40 C.F.R. 265.15.
- d. Retain on-site a copy of all notices, certifications, waste analysis data, and other documentation pursuant to recordkeeping for Land Disposal Restrictions as required by RCMA 22a-449(c)-108(a)(1), which incorporates by reference 40 CFR 268.7(a)(8).
- e. Mark or label universal waste drums or containers of universal waste drums, with the date it became universal waste or was received, as required by RCMA 22a-449(c)-113, which incorporates by reference 40 CFR 273.15(c).

2. Within (30) thirty calendar days of receipt of this **NOTICE**:

- a. Submit a written description, with supporting documentation, of the actions taken to correct the aforementioned violations to:

Linda Brolin, Environmental Engineer
U.S. Environmental Protection Agency
5 Post Office Square, Suite 100 (OES05-4)
Boston, MA 02109-3912

Failure to correct the violation as required by this **NOTICE** may subject the facility to further federal enforcement action, including the assessment of penalties, pursuant to Section 3008 of RCRA 42, U.S.C. § 6928.

If you have any questions regarding this **NOTICE**, please contact Linda Brolin, at (617) 918-1876.

Sincerely,

Mary Jane O'Donnell, Acting Manager
RCRA, EPCRA, and Federal Programs Unit

cc: Joseph Schiavone, CT DEEP

